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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,	)	NO. CV-08-334-LRS
Plaintiff,	)	JUDGMENT AND DECREE
vs.	)	OF FORECLOSURE
GREG F. FISHER; CLAIRE	)	
FISHER and MERRIE FISHER,	)	
Husband and Wife; AmWEST	)	
SURETY INSURANCE	)	
COMPANY; STATE OF	)	
WASHINGTON EMPLOYMENT	)	
SECURITY DEPARTMENT; and	)	
GRANT LEAVELL,	)	
Defendants.	)	

Plaintiff's Application for Judgment and Decree of Foreclosure upon Order of Default having come on for consideration; the defendants GREG F. FISHER; CLAIRE FISHER and MERRIE FISHER, Husband and Wife; AmWEST SURETY INSURANCE COMPANY; STATE OF WASHINGTON EMPLOYMENT SECURITY DEPARTMENT; and GRANT LEAVELL, being in default and their default having been entered; and the Court being fully advised in the premises, Plaintiff's Motion for Default Judgment (Ct. Rec. 12) is GRANTED

IT IS ORDERED, ADJUDGED, and DECREED as follows:

I.

Plaintiff is awarded judgment against defendant GREG F. FISHER in the amount of \$226,314.12 (\$166,748.53 principal and \$59,565.59 interest accrued

JUDGMENT AND DECREE OF FORECLOSURE - 1  
[F90310kd.FAWfisher]

1 through August 28, 2008); plus interest to accrue at the rate of \$25.4541 per day  
2 from and after August 28, 2008, to the date of judgment; plus interest from the  
3 date of judgment at the legal rate until paid in full, for costs of suit, including the  
4 filing fee allowed pursuant to 28 USC § 2412(a)(2), and other proper relief.

5 II.

6 The debt upon which this judgment is based is secured and perfected by the  
7 following:

- 8 (1) A real estate mortgage recorded February 25, 1994, under Auditor's  
9 File No. 813300, Official Records of Okanogan County,  
10 Washington.
- 11 (2) A real estate mortgage recorded April 23, 1998, under Auditor's  
12 File No. 864675, Official Records of Okanogan County,  
13 Washington.
- 14 (3) A real estate mortgage recorded August 8, 2000, under Auditor's  
15 File No. 3025407, Official Records of Okanogan County,  
16 Washington.
- 17 (4) A partial release executed by a representative of Plaintiff was  
18 recorded March 6, 1997, as Instrument No. 850440, Official  
19 Records of Okanogan County, Washington.
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1 III.

2 The foregoing real estate mortgages cover the following described property  
3 situated in Okanogan County, State of Washington:

4 REAL PROPERTY

5 Lots 2, 3 and 4 of Greg F. Fisher Short Plat No. 94-45, as recorded in  
6 Book A-2, page 212 of Short Plats, Auditor's File No. 849893, records of  
7 Okanogan County, Washington

8 IV.

9 Said real estate mortgages which constitute first and prior liens upon the  
10 property described therein, are hereby foreclosed and defendant GREG F.  
11 FISHER and all persons claiming by, through or under them are forever barred  
12 and foreclosed from asserting any right, title, or interest in and to said property,  
13 except for the statutory rights of redemption allowed by the laws of the State of  
14 Washington, and said property is hereby ordered sold in the manner provided by  
15 law with the proceeds of such sale to be applied to the expenses thereof, and then  
16 in satisfaction of the sums adjudged to be due plaintiff herein.

17 V.

18 Any party to this suit may become a purchaser at such sale.  
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VI.

The plaintiff shall not have a deficiency judgment in the event the sum received from the sale is insufficient to pay the judgment in full.

DATED this 15th day of June, 2009.

s/Lonny R. Suko

LONNY R. SUKO  
United States District Judge

Presented by:

JAMES A. McDEVITT  
United States Attorney

s/ Frank A. Wilson  
FRANK A. WILSON  
Assistant U.S. Attorney  
Attorney for Plaintiff  
USA-WAE-FWilson

CERTIFICATE OF SERVICE

I hereby certify that on the 10<sup>th</sup> day of April, 2009, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:  
N/A

and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants: N/A

Greg F. Fisher  
32050 Highway 97  
Tonasket, WA 98855

Claire Fisher  
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Tonasket, WA 98855

Merrie Fisher  
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